

## Case #2:24-cv-01042-RFB-DJA

Plaintiff(s),

VS.

Defendant(s).

**VERIFIED PETITION FOR  
PERMISSION TO PRACTICE  
IN THIS CASE ONLY BY  
ATTORNEY NOT ADMITTED  
TO THE BAR OF THIS COURT  
AND DESIGNATION OF  
LOCAL COUNSEL**

FILING FEE IS \$250.00

Eric R. Swibel, Petitioner, respectfully represents to the Court:

1. That Petitioner is an attorney at law and a member of the law firm of

Latham & Watkins LLP

(firm name)

with offices at 330 North Wabash Avenue, Suite 2800

(street address)

Chicago

Illinois

60611

(city)

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(state)

(zip code)

312-777-7185

eric.swibel@lw.com

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(area code + telephone number)

(Email address)

2. That Petitioner has been retained personally or as a member of the law firm by

Beyond, Inc.

to provide legal representation in connection with

[client(s)]

the above-entitled case now pending before this Court.

3. That since May 20, 2009, Petitioner has been and presently is a  
 (date)  
 member in good standing of the bar of the highest Court of the State of Illinois  
 (state)  
 where Petitioner regularly practices law. Petitioner shall attach a certificate from the state bar or  
 from the clerk of the supreme court or highest admitting court of each state, territory, or insular  
 possession of the United States in which the applicant has been admitted to practice law certifying  
 the applicant's membership therein is in good standing.

4. That Petitioner was admitted to practice before the following United States District  
 Courts, United States Circuit Courts of Appeal, the Supreme Court of the United States and Courts  
 of other States on the dates indicated for each, and that Petitioner is presently a member in good  
 standing of the bars of said Courts.

| Court   | Date Admitted    | Bar Number |
|---|------------------|------------|
| State Bar of Illinois                               | May 20, 2009     | 6297743    |
| U.S. District Court - Northern District of Illinois | January 26, 2010 |            |
| U.S. District Court - Central District of Illinois  | March 8, 2010    |            |
| U.S. District Court - Southern District of Illinois | October 24, 2011 |            |
|   |                  |            |
|   |                  |            |
|   |                  |            |
|   |                  |            |

5. That there are or have been no disciplinary proceedings instituted against petitioner,  
 nor any suspension of any license, certificate or privilege to appear before any judicial, regulatory  
 or administrative body, or any resignation or termination in order to avoid disciplinary or  
 disbarment proceedings, except as described in detail below:

None

6. That Petitioner has never been denied admission to the State Bar of Nevada. (Give particulars if ever denied admission):

None

7. That Petitioner is a member of good standing in the following Bar Associations.

Illinois State Bar

8. Petitioner has filed application(s) to appear as counsel under Local Rule IA 11-2 (formerly LR IA 10-2) during the past three (3) years in the following matters: (State "none" if no applications.)

| Date of Application | Cause | Title of Court<br>Administrative Body<br>or Arbitrator | Was Application<br>Granted or<br>Denied |
|---------------------|-------|--|---|
| None                |       |  |   |
|                     |       |  |   |
|                     |       |  |   |
|                     |       |  |   |
|                     |       |  |   |
|                     |       |  |   |

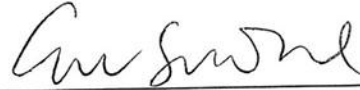
(If necessary, please attach a statement of additional applications)

9. Petitioner consents to the jurisdiction of the courts and disciplinary boards of the State of Nevada with respect to the law of this state governing the conduct of attorneys to the same extent as a member of the State Bar of Nevada.

10. Petitioner agrees to comply with the standards of professional conduct required of the members of the bar of this court.

11. Petitioner has disclosed in writing to the client that the applicant is not admitted to practice in this jurisdiction and that the client has consented to such representation.

That Petitioner respectfully prays that Petitioner be admitted to practice before this Court  
FOR THE PURPOSES OF THIS CASE ONLY.



Petitioner's signature

STATE OF Illinois )  
COUNTY OF Cook )

Eric R. Swibel, Petitioner, being first duly sworn, deposes and says:

That the foregoing statements are true.



Petitioner's signature

Subscribed and sworn to before me this

21 day of September, 2024.



Notary Public or Clerk of Court



**DESIGNATION OF RESIDENT ATTORNEY ADMITTED TO  
THE BAR OF THIS COURT AND CONSENT THERETO.**

Pursuant to the requirements of the Local Rules of Practice for this Court, the Petitioner believes it to be in the best interests of the client(s) to designate Emily A. Buchwald,  
(name of local counsel)  
Attorney at Law, member of the State of Nevada and previously admitted to practice before the above-entitled Court as associate resident counsel in this action. The address and email address of said designated Nevada counsel is:

400 S. 7th Street, Suite 300,  
(street address)

Las Vegas,  
(city)

Nevada,  
(state)

89101,  
(zip code)

702-214-2100,  
(area code + telephone number)

eaw@pisanellibice.com,  
(Email address)

1 By this designation the petitioner and undersigned party(ies) agree that this designation constitutes  
2 agreement and authorization for the designated resident admitted counsel to sign stipulations  
3 binding on all of us.

4  
5 **APPOINTMENT OF DESIGNATED RESIDENT NEVADA COUNSEL**

6  
7 The undersigned party(ies) appoint(s) Emily A. Buchwald as  
8 his/her/their Designated Resident Nevada Counsel in this case.  
(name of local counsel)

9  
10   
11 (party's signature)

12 E. Glen Nickle, Chief Legal Officer & Corporate Secretary  
(type or print party name, title)

13  
14 \_\_\_\_\_  
(party's signature)

15  
16 \_\_\_\_\_  
(type or print party name, title)

17 **CONSENT OF DESIGNEE**

18 The undersigned hereby consents to serve as associate resident Nevada counsel in this case.

19 

20 \_\_\_\_\_  
Designated Resident Nevada Counsel's signature

21 13442

22 Bar number

eaw@pisanellibice.com

Email address

23 APPROVED:

24 Dated: this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

25  
26 \_\_\_\_\_  
27 UNITED STATES DISTRICT JUDGE

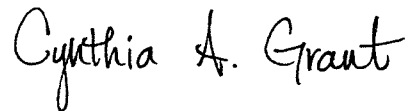
## **Certificate of Admission To the Bar of Illinois**

I, Cynthia A. Grant, Clerk of the Supreme Court of Illinois, do hereby certify that

Eric Robert Swibel

has been duly licensed and admitted to practice as an Attorney and Counselor at Law within this State; has duly taken the required oath to support the CONSTITUTION OF THE UNITED STATES and of the STATE OF ILLINOIS, and also the oath of office prescribed by law, that said name was entered upon the Roll of Attorneys and Counselors in my office on 05/20/2009 and is in good standing, so far as the records of this office disclose.

IN WITNESS WHEREOF, I have hereunto  
subscribed my name and affixed the  
seal of said Court, this 27th day of  
September, 2024.



Clerk,  
Supreme Court of the State of Illinois